

"Know all men by these presents, that we..... principal, and..... surety, are held and firmly bound unto the Minister of the Interior, for the use of the Republic of Hawaii in the penal sum of Five Hundred Dollars, to be levied on our respective joint and several property in case the conditions hereinafter set forth shall be violated. For the just and full payment of which we hereby jointly and severally bind ourselves, our heirs, executors and administrators.

"Sealed with our seals and dated thisday of.....189..

"The condition of this obligation is as follows:

"That whereas the above bounden.....has this day applied for a license to retail wines, beers and ales in accordance with the law approved on the....day of..... 189., entitled 'An Act to authorize Licenses for the retail of wines, beers and ales of low alcoholic strength' and has complied with all the requisitions of law, and has consequently been granted a license to retail wines, beers and ales, in accordance with such..... for the term of one year from date. Now, therefore, if during the continuance of this license, the said.....shall faithfully observe and abide by all of the terms and conditions of said license and of said law, and all rules and regulations prescribed by the Minister of the Interior and shall not be convicted of felony, perjury or other infamous offense, or of any offense against or violation of the revenue laws, or of any other offense under the said statute involving a forfeiture of the said license, a copy of which is hereto annexed, then this obligation shall be void. Otherwise upon proof being made to the satisfaction of a District Magistrate without the intervention of a jury, the penalty mentioned in the bond shall be forfeited, and the license of the said.....this day granted shall be void.

"Given under our hands and seals, the day and year above written.

"In the presence of /"

SECTION 7. Whenever any person by excessive drinking of spirituous or intoxicating liquor, mis-spends, wastes or lessens his or her estate, or greatly injures his or her health, or endangers or interrupts the peace and happiness of his or her family or become a nuisance to the public, or has twice been convicted of having been drunk in any public place from the voluntary use of intoxicating liquor within twelve months then last past, the husband, wife, son, daughter, brother, sister, parent or guardian of such person, or the District Magistrate of the District, or the Circuit Court Judge of the Circuit in which such person resides, or the Sheriff of the Island, or any Deputy Sheriff, may notify in writing any licensee or licensees under this Act not to sell any wines, beers or ales to such person for the term of one year thereafter, and the serving of such notice, shall be *prima facie* evidence of the receipt thereof by such licensee or licensees.

SECTION 8. If any holder of a license under this Act, after receiving a notice as set forth in the preceding Section shall sell or furnish any wines, beers or ales to such person who by excessive drinking mis-spends, wastes or lessens his or her estate or greatly injures his or her health or endangers or interrupts the peace and happiness of his or her family, or become nuisance to the public, or has twice been convicted within twelve months then last past of having been drunk in a public place from the voluntary use of intoxicating liquor; or shall sell any spirituous or intoxicating liquor on Sunday, or shall furnish on Sunday to any one with or without pay, any spirituous or intoxicating liquor at his place of business, or shall sell any spirituous or intoxicating liquors of higher grades than are authorized by this Act, or shall sell any spirituous or intoxicating liquors mixed or adulterated with any material injurious to health, or shall sell or furnish any spirituous or intoxicating liquor to any children or drunken person, or shall suffer any person to play any unlawful game or sport within the said licensed premises or the appurtenances thereto, or suffer any one to play at billiards or any other game upon said premises on Sunday, or shall permit prostitutes or drunken or disorderly persons to frequent said premises or to remain thereon, or shall violate any provision of this Act or any condition of his license, such licensee shall be punished by a fine of not less than Two Hundred Dollars nor more than Five Hundred Dollars, or by imprisonment at hard labor not exceeding six months, and in the discretion of the Judge or Magistrate having jurisdiction of the offense before whom the conviction is had, his license under this Act may be revoked, and, in case of any subsequent conviction under the provisions of this Act within twelve months after a prior conviction, the license of such licensee shall be revoked.

SECTION 9. Jurisdiction is hereby conferred upon all District Magistrate to hear and determine all prosecutions authorized under the provisions of this Act.

SECTION 10. For the purposes of this Act, the terms "spirituous liquors" shall mean any wines, spirits, ales, cider, perry, beer or other fermented or distilled liquors and all liquors of an intoxicating nature. "Sundays" shall mean the time between eight of the clock in the evening of Saturday and seven of the clock in the morning of the succeeding Monday.

SECTION 11. This Act shall take effect from and after the date of its approval.

Approved this 7th day of July, A. D. 1898.

SANFORD B. DOLE,
President of the Republic of Hawaii.

ACT 62.

AN ACT TO AMEND SECTION 3 OF ACT 45 OF THE SESSION LAWS OF 1896, ENTITLED "AN ACT TO DEFINE THE PROCEDURE IN ACTIONS OF CONDEMNATION UNDER THE RIGHT OF EMINENT DOMAIN."

Be it enacted by the Legislature of the Republic of Hawaii:

SECTION 1. Section 3 of Act 45 of the Session Laws of 1896 is hereby amended so as to read as follows:

"Section 3. Property which may be taken by virtue of this Act includes: All real estate belonging to any person or per-

sons, or corporations, together with all structures and improvements thereon, franchises or appurtenances thereunto belonging, water, water rights and easements, also all property heretofore appropriated to some public use; provided, however, that in such case it must appear that the use to which said property is sought to be put is a more necessary public use than that to which it has already been appropriated."

SECTION 2. This Act shall take effect from the date of its publication.

Approved this 7th day of July, A. D. 1898.

SANFORD B. DOLE,
President of the Republic of Hawaii.

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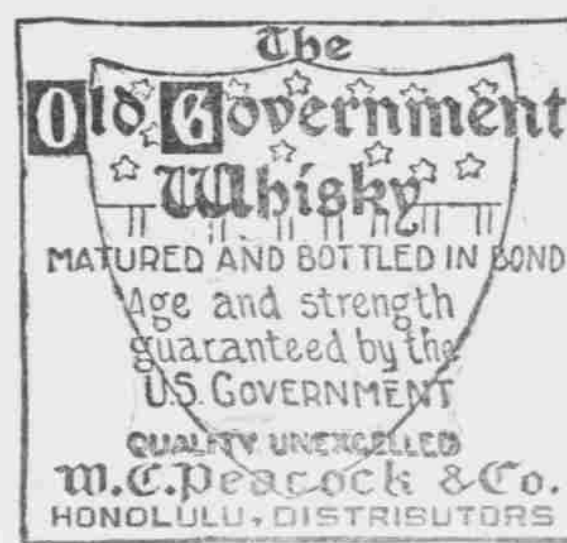
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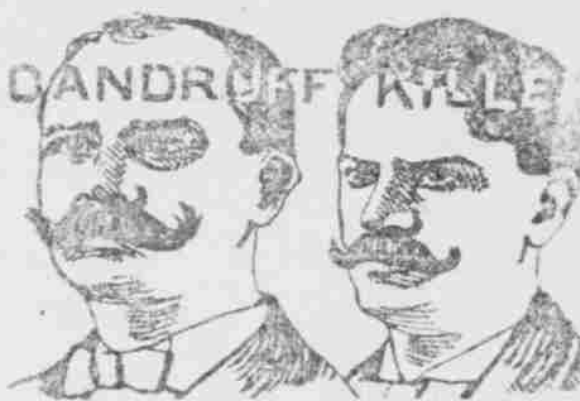
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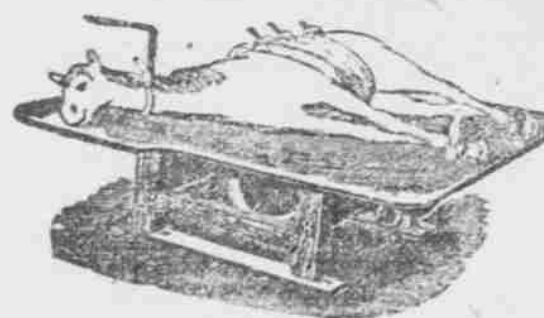
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